

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1259

60th Legislature
2007 Regular Session

Passed by the House April 14, 2007
Yeas 94 Nays 0

Speaker of the House of Representatives

Passed by the Senate April 5, 2007
Yeas 47 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1259** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1259

AS AMENDED BY THE SENATE

Passed Legislature - 2007 Regular Session

State of Washington 60th Legislature 2007 Regular Session

By House Committee on Agriculture & Natural Resources (originally sponsored by Representatives B. Sullivan, Kretz, Blake and Moeller; by request of Parks and Recreation Commission)

READ FIRST TIME 02/26/07.

1 AN ACT Relating to park passes; and amending RCW 79A.05.065 and
2 79A.05.165.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 79A.05.065 and 1999 c 249 s 305 are each amended to
5 read as follows:

6 (1)(a) The commission shall grant to any person who meets the
7 eligibility requirements specified in this section a senior citizen's
8 pass which shall ~~((a))~~ entitle such person, and members of his or her
9 camping unit, to a fifty percent reduction in the campsite rental fee
10 prescribed by the commission, and ~~((b))~~ entitle such person to free
11 admission to any state park.

12 ~~((2))~~ (b) The commission shall grant a senior citizen's pass to
13 any person who applies for the same and who meets the following
14 requirements:

15 ~~((a))~~ (i) The person is at least sixty-two years of age; and

16 ~~((b))~~ (ii) The person is a domiciliary of the state of Washington
17 and meets reasonable residency requirements prescribed by the
18 commission; and

1 ~~((e))~~ (iii) The person and his or her spouse have a combined
2 income which would qualify the person for a property tax exemption
3 pursuant to RCW 84.36.381(~~, as now law or hereafter amended~~). The
4 financial eligibility requirements of this ~~(subparagraph (e))~~
5 subsection (1)(b)(iii) shall apply regardless of whether the applicant
6 for a senior citizen's pass owns taxable property or has obtained or
7 applied for such property tax exemption.

8 ~~((3))~~ (c) Each senior citizen's pass granted pursuant to this
9 section is valid so long as the senior citizen meets the requirements
10 of (b)(ii) of this subsection (~~((2)(b) of this section)~~).
11 Notwithstanding, any senior citizen meeting the eligibility
12 requirements of this section may make a voluntary donation for the
13 upkeep and maintenance of state parks.

14 ~~((4))~~ (d) A holder of a senior citizen's pass shall surrender the
15 pass upon request of a commission employee when the employee has reason
16 to believe the holder fails to meet the criteria in (b) of this
17 subsection (~~((2)(a), (b), or (c) of this section)~~). The holder shall
18 have the pass returned upon providing proof to the satisfaction of the
19 director of the parks and recreation commission that the holder does
20 meet the eligibility criteria for obtaining the senior citizen's pass.

21 ~~((5))~~ (2)(a) Any resident of Washington who is disabled as
22 defined by the social security administration and who receives social
23 security benefits for that disability, or any other benefits for that
24 disability from any other governmental or nongovernmental source, or
25 who is entitled to benefits for permanent disability under RCW
26 71A.10.020(3) due to unemployability full time at the minimum wage, or
27 who is legally blind or profoundly deaf, or who has been issued a card,
28 decal, or special license plate for a permanent disability under RCW
29 46.16.381 shall be entitled to receive, regardless of age and upon
30 making application therefor, a disability pass at no cost to the
31 holder. The pass shall ~~((a))~~ entitle such person, and members of his
32 or her camping unit, to a fifty percent reduction in the campsite
33 rental fee prescribed by the commission, and ~~((b))~~ entitle such
34 person to free admission to any state park.

35 ~~((6))~~ (b) A card, decal, or special license plate issued for a
36 permanent disability under RCW 46.16.381 may serve as a pass for the
37 holder to entitle that person and members of the person's camping unit

1 to a fifty percent reduction in the campsite rental fee prescribed by
2 the commission, and to allow the holder free admission to state parks.

3 ~~((+7))~~ (3) Any resident of Washington who is a veteran and has a
4 service-connected disability of at least thirty percent shall be
5 entitled to receive a lifetime veteran's disability pass at no cost to
6 the holder. The pass shall: (a) Entitle such person, and members of
7 his or her camping unit, to free use of any campsite within any state
8 park; (b) entitle such person to free admission to any state park; and
9 (c) entitle such person to an exemption from any reservation fees.

10 ~~((+8))~~ (4) All passes issued pursuant to this section shall be
11 valid at all parks any time during the year(~~:-~~PROVIDED, That)).
12 However, the pass shall not be valid for admission to concessionaire
13 operated facilities.

14 ~~((+9))~~ (5) The commission may deny or revoke any Washington state
15 park pass issued under this section for cause, including but not
16 limited to the following:

17 (a) Residency outside the state of Washington;

18 (b) Violation of laws or state park rules resulting in eviction
19 from a state park;

20 (c) Intimidating, obstructing, or assaulting a park employee or
21 park volunteer who is engaged in the performance of official duties;

22 (d) Fraudulent use of a pass;

23 (e) Providing false information or documentation in the application
24 for a state parks pass;

25 (f) Refusing to display or show the pass to park employees when
26 requested; or

27 (g) Failing to provide current eligibility information upon request
28 by the agency or when eligibility ceases or changes.

29 (6) This section shall not affect or otherwise impair the power of
30 the commission to continue or discontinue any other programs it has
31 adopted for senior citizens.

32 ~~((+10))~~ (7) The commission may engage in a mutually agreed upon
33 reciprocal or discounted program for all or specific pass programs with
34 other outdoor recreation agencies.

35 (8) The commission shall adopt such rules as it finds appropriate
36 for the administration of this section. Among other things, such rules
37 shall prescribe a definition of "camping unit" which will authorize a
38 reasonable number of persons traveling with the person having a pass to

1 stay at the campsite rented by such person, a minimum Washington
2 residency requirement for applicants for a senior citizen's pass and an
3 application form to be completed by applicants for a senior citizen's
4 pass.

5 **Sec. 2.** RCW 79A.05.165 and 2003 c 53 s 382 are each amended to
6 read as follows:

7 (1) Every person is guilty of a misdemeanor who:

8 (a) Cuts, breaks, injures, destroys, takes, or removes any tree,
9 shrub, timber, plant, or natural object in any park or parkway except
10 in accordance with such rules as the commission may prescribe; or

11 (b) Kills, or pursues with intent to kill, any bird or animal in
12 any park or parkway except in accordance with a research pass, permit,
13 or other approval issued by the commission, pursuant to rule, for
14 scientific research purposes; or

15 (c) Takes any fish from the waters of any park or parkway, except
16 in conformity with such general rules as the commission may prescribe;
17 or

18 (d) Willfully mutilates, injures, defaces, or destroys any
19 guidepost, notice, tablet, fence, inclosure, or work for the protection
20 or ornamentation of any park or parkway; or

21 (e) Lights any fire upon any park or parkway, except in such places
22 as the commission has authorized, or willfully or carelessly permits
23 any fire which he or she has lighted or which is under his or her
24 charge, to spread or extend to or burn any of the shrubbery, trees,
25 timber, ornaments, or improvements upon any park or parkway, or leaves
26 any campfire which he or she has lighted or which has been left in his
27 or her charge, unattended by a competent person, without extinguishing
28 it; or

29 (f) Places within any park or parkway or affixes to any object
30 therein contained, without a written license from the commission, any
31 word, character, or device designed to advertise any business,
32 profession, article, thing, exhibition, matter, or event.

33 (2)(a) Except as provided in (b) of this subsection, a person who
34 violates any rule adopted, promulgated, or issued by the commission
35 pursuant to the provisions of this chapter is guilty of a misdemeanor.

36 (b) The commission may specify by rule, when not inconsistent with

1 applicable statutes, that violation of the rule is an infraction under
2 chapter 7.84 RCW.

--- END ---